

REMARKS

Applicant thanks the Examiner for considering the references cited with the Information Disclosure Statement filed September 20, 2007.

Claim Rejections

Claims 1-5, 7, 11, 12, 18, 20, 28, 36, 37, 45-47, 49, 53, 54, 60, 62, 65, 70, 78 and 79 ---

35 U.S.C. § 102(b)

Claims 1-5, 7, 11, 12, 18, 20, 28, 36, 37, 45-47, 49, 53, 54, 60, 62, 65, 70, 78 and 79 have been rejected under 35 U.S.C. § 102(b) as allegedly being anticipated by U.S. Pat. Pub. No. 2002/0133514 to Bates *et al.* ("Bates"). Claims 1, 3, 45 and 46 have been amended. Applicant submits that the amended claims would not have been anticipated by the cited reference.

Addressing claim 1, Bates does not disclose or suggest at least wherein the data processing unit executes instructions for calculating scores based on information related to links stored in said storage device, and detecting a logically mismatched link to said hypertext database based on said calculated scores, as recited in the claim.

Bates *compares the text surrounding a hyperlink* in a document with the content of target page, makes a determination as to whether the accessed content satisfies a qualifying threshold, and makes an assumption as to whether the link is directed to the appropriate target (see for example paragraphs [008], [0011] and [0023]). On the other hand, as recited in claim 1, a score is calculated *based on stored information related to links* and a logical mismatch is determined based on the score. Thus, Bates operates in an entirely different manner than that claimed by Applicant.

Accordingly, claim 1 is not anticipated by Bates and is therefore patentable. Claims 3, 45 and 46 contain features similar to the features recited in claim 1 and are therefore patentable for similar reasons.

Claims 2, 4, 5, 7, 11, 12, 18, 20, 28, 36, 37, 47, 49, 53, 54, 60, 62, 65, 70, 78 and 79, which depend from one of claims 1, 3, 45 and 46, are patentable at least by virtue of their dependence.

Claims 14, 23 and 56 --- 35 U.S.C. § 103(a)

Claims 14, 23 and 56 have been rejected under 35 U.S.C. § 103(a) as allegedly being unpatentable over Bates, in view of U.S. Pat. Pub. No. 2002/0065720 to Carswell *et al.* ("Carswell"). Applicant traverses this rejection.

The Examiner concedes that Bates fails to expressly disclose detecting a link having a mismatch between the hypertext appearing on a source webpage and a target webpage having expired content, as set forth in the claims, and relies on Carswell to allegedly provide such teaching.

Carswell, however, does not cure the deficiencies of Bates. Carswell discloses that "[p]eriodic contact takes place over the network or other link between the coupon issuing server 12 and the recipe website server 50 to provide new data and promotion symbols and remove those symbols representing expired promotions" (paragraph [0100]). Also, as noted by the Examiner, Carswell teaches that the online promotion system periodically contacts Web servers to remove expired promotions data and replace it with new promotions data (Office Action, page 10).

Thus, Carswell does not detect a link having a mismatch between the hypertext appearing on a source webpage and a target webpage having expired content, but instead provides new data and promotion symbols for expired promotions. In other words, Carswell does not address *detecting logically mismatched links* to target webpages having expired content, but merely *provides periodic updates* to the contents of known webpages.

Further, Carswell does not disclose or suggest at least wherein the data processing unit executes instructions for calculating scores based on the information related to links stored in said storage device, and detecting a logically mismatched link to said hypertext database based on said calculated scores, as incorporated into the claims by virtue of their dependence from claims 3 and 45.

Therefore, since the combined references fail to disclose all the claimed elements, one of ordinary skill in the art at the time the invention was made would not have been motivated to combine the references as attempted by the Examiner. Thus, for at least the above reasons, claims 14, 23 and 56 are patentable over the combination of Bates and Carswell.

Allowable Subject Matter

Applicant thanks the Examiner for the indication that claims 38-41 are allowed.

Applicant also thanks the Examiner for the indication that claims 13, 15-17, 19, 21, 22, 24-27, 29-32, 35, 55, 57-59, 61, 63, 64, 66-69, 71-74 and 77 contain allowable subject matter and would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims.

Claims 13, 19, 21, 26, 29, 35, 55, 58, 61, 63, 68, 71 and 77 have been rewritten in independent form as suggested by the Examiner. Applicant submits that rewritten claims 13, 19, 21, 26, 29, 35, 55, 58, 61, 63, 68, 71 and 77, and claims 22 and 64 which depend from claims 21 and 63, respectively, are patentable over the prior art. Claim 16 depends from claim 3 and is therefore patentable by virtue of its dependence. Claims 15, 17, 24, 25, 27, 30-32, 57, 59, 66, 67, 69 and 72-74 have been canceled without prejudice or disclaimer.

Withdrawn Claims

Claims 6, 8-10, 33, 34, 42-44, 48, 50-52, 75 and 76 were withdrawn pursuant to the Election of Species Requirement dated March 31, 2006. These claims depend from one of claims 1, 3, 45 and 46 which were identified as generic in the Election of Species Requirement. Since claims 3, 45 and 46 are patentable as established above, Applicant respectfully requests that claims 6, 8-10, 33, 34, 48, 50-52, 75 and 76 be rejoined. Applicant submits that claims 6, 8-10, 33, 34, 48, 50-52, 75 and 76 are patentable at least by virtue of their dependence.

Claims 42-44 have been canceled without prejudice or disclaimer.

Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned at the telephone number listed below.

AMENDMENT UNDER 37 C.F.R. § 1.111
U.S. Appln. No.: 10/685,456

Attorney Docket No.: Q77945

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Francis G. Plati, Sr.", written over a horizontal line.

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CUSTOMER NUMBER

Date: June 9, 2008